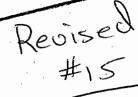
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AMENDMENT TO H.R. 5658, AS REPORTED OFFERED BY Ms. BORDALLO OF GUAM

At the end of subtitle C of title XXVIII, insert the following new section:

1.	SEC. 2829. PORT OF GUAM IMPROVEMENT ENTERPRISE
2	PROGRAM.
3	(a) In General.—The Secretary of Transportation,
4	acting through the Administrator of the Maritime Admin-
5	istration (in this section referred to as the "Adminis-
6	trator"), may establish a Port of Guam Improvement En-
7	terprise Program (in this section referred to as the "Pro-
8	gram") to provide for the planning, design, and construc-
9	tion of projects for the Port of Guam to improve facilities,
10	relieve port congestion, and provide greater access to port
11	facilities.
12	(b) AUTHORITIES OF THE ADMINISTRATOR.—In car-
13	rying out the Program, the Administrator may—
4	(1) receive funds provided for the Program
5	from non-Federal entities, including private entities;
6	(2) provide for coordination among appropriate
7	governmental agencies to expedite the review process
8	under the National Environmental Policy Act of

1	1969 (42 U.S.C. 4321 et seq.) for projects carried
2	out under the Program;
-3	(3) provide for coordination among appropriate
4	governmental agencies in connection with other re-
5	views and requirements applicable to projects carried
6	out under the Program; and
7.	(4) provide technical assistance to the Port Au-
8	thority of Guam (and its agents) as needed for
9	projects carried out under the Program.
10	(c) PORT OF GUAM IMPROVEMENT ENTERPRISE
11	Fund.—
12	(1) Establishment.—There is established in
13	the Treasury of the United States a separate ac-
14	count to be known as the "Port of Guam Improve-
15	ment Enterprise Fund" (in this section referred to
16	as the "Fund").
17	(2) Deposits.—There shall be deposited into
18	the Fund—
19	(A) amounts received by the Administrator
20	from non-Federal sources under subsection
21	(b)(1);
22	(B) amounts transferred to the Adminis-
23	trator under subsection (d); and
24	(C) amounts appropriated to carry out this
25	section under subsection (f).

1	(3) USE OF AMOUNTS.—Amounts in the Fund
2	shall be available to the Administrator to carry ou
-3	the Program.
4	(4) Administrative expenses.—Not to ex
5	ceed 3 percent of the amounts appropriated to the
6	Fund for a fiscal year may be used for administra
· 7	tive expenses of the Administrator.
8	(5) AVAILABILITY OF AMOUNTS.—Amounts in
9	the Fund shall remain available until expended.
10	(d) Transfers of Amounts.—Amounts appro
11	priated or otherwise made available for any fiscal year for
12	an intermodal or marine facility comprising a component
13	of the Program shall be transferred to and administered
14	by the Administrator.
15	(e) LIMITATION.—Nothing in this section shall be
16	construed to authorize amounts made available under sec
17	tion 215 of title 23, United States Code, or any other
18	amounts made available for the construction of highways
19	or amounts otherwise not eligible for making port im-
20	provements to be deposited into the Fund.
21	(f) AUTHORIZATION OF APPROPRIATIONS.—There
22	are authorized to be appropriated to the Fund such sums
23	as may be necessary to carry out this section.
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